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9  
10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 LINDA M. KNIGHT,

13 Plaintiff,

14 v.

15 JO ANNE B. BARNHART,  
16 Commissioner of  
17 Social Security,

18 Defendant.

19 CASE NO. 2:04-CV-01777-GEB-PAN

20 **STIPULATION AND [proposed]  
21 ORDER OF REMAND PURSUANT  
22 TO SENTENCE SIX OF 42 U.S.C. §  
23 405(g)**

24 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and with  
the approval of the Court as provided below, that this case shall be remanded for further  
administrative proceedings pursuant to the sixth sentence of 42 U.S.C. § 405(g). The Commissioner  
is unable to locate the cassette tape from the oral hearing held on October 10, 2003. If the tape  
cannot be located within a reasonable time from date of receipt of the Court Order of remand, the  
Appeals Council will remand the case to an Administrative Law Judge to hold another hearing and  
issue a new decision.

25 DATED: June 22, 2005

26 /s/ H. Jackson Zinn  
27 H. JACKSON ZINN  
28 Attorney at Law

29 Attorney for Plaintiff

30 DATED: June 23, 2005

31 McGREGOR W. SCOTT  
32 United States Attorney

33 By: /s/ Bobbie J. Montoya  
34 BOBBIE J. MONTOYA  
35 Assistant U. S. Attorney

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1 OF COUNSEL:

2 LUCILLE GONZALES MEIS  
Chief Counsel, Region IX

3 GERALYN A. GULSETH  
4 Assistant Regional Counsel

5 Office of the General Counsel  
U. S. Social Security Administration

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5                       ORDER

6       For good cause shown, KNIGHT v. BARNHART (CASE NO. 2:04-CV-  
7 01777-GEB-PAN), is hereby REMANDED under sentence six of 42 U.S.C. §  
8 405(g), pursuant to the stipulation of the parties.

9       SO ORDERED.

10      Dated: June 27, 2005.

11                        /s/ Peter A. Nowinski

12                        PETER A. NOWINSKI  
13                        Magistrate Judge

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